

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

MONDAY, THE 4TH JUNE 2007 / 14TH JYAISHTA 1929

WP(C).No. 16907 of 2007(K)

PETITIONER:

ASHALATHA.V.R., AGED 55 YEARS,
W/O.LATE N.V.CHANDRASHEKHARAN NAIR,
VYAPANA, P.O.PALA, (PRINCIPAL N.S.S.HIGHER
SCHOOL, KIDANGOOR).

BY ADV. SRI.ESM.KABEER

RESPONDENTS:

1. THE STATE OF KERALA, REPTD. BY
SECRETARY TO GOVERNMENT, GENERAL EDUCATION,
THIRUVANANTHAPURAM.
2. THE DEPUTY DIRECTOR OF EDUCATION,
KOTTAYAM.
3. THE DISTRICT EDUCATION OFFICER,
PALA.

BY GOVERNMENT PLEADER SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 04/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

A.K.BASHEER, J.

W.P.(C)No.16907 OF 2007

Dated this the 4th day of June, 2007

JUDGMENT

Petitioner retired from service as Principal of N.S.S. Higher Secondary School, Kidangoor on May 31, 2007. According to her, she had worked as High School Assistant in V.H.S.S. Vandemathirem at Veliyannoor from July 8, 1977 to June 18, 1980 for a period of 2 years and 11 months and 11 days. She worked as Upper Primary School Assistant in N.S.S. Higher Secondary School, Kidangoor from January 1, 1982 to March 12, 1982 for period of 2 months and 12 days. Thereafter, she commenced her continuous service as Upper Primary School Assistant in N.S.S. Higher Secondary School, Kidangoor from July 27, 1982. She continued in service till the date of her retirement. Petitioner's grievance is that the period of break in her service is liable to be condoned by the Government in view of Ext.P3 order.

2. I do not propose to deal with the above contention in view of the limited prayer made by the learned counsel for the petitioner at the Bar. He submits that petitioner has preferred

Ext.P5 representation highlighting all the relevant aspects before the Government. The limited prayer is to issue an appropriate direction to take a decision on Ext.P5 without any delay. Learned Government Pleader submits that if Ext.P5 is pending consideration, an appropriate decision thereon will be taken without any delay.

3. In the above facts and circumstances, writ petition is disposed of with a direction to respondent no.1 to consider and pass orders on Ext.P5 strictly on its merit and in accordance with law as expeditiously as possible, at any rate, within four months from the date of receipt of a copy of this judgment. Needless to mention that respondent no.1 shall ensure that petitioner is afforded sufficient opportunity to be heard before any decision is taken. Petitioner shall produce a certified copy of the judgment before respondent no.1 for compliance.

Writ petition is disposed of as above.

A.K.BASHEER, JUDGE

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